

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

KEVIN NESBIT,)	
)	
Plaintiff,)	No. CV-06-1606-HU
)	
v.)	
)	
JERRI JARMER,)	ORDER
)	
Defendant.)	
_____)	

HUBEL, Magistrate Judge:

Plaintiff brings this civil action against defendant Jerri Jarmer. He proceeds *pro se*. Pursuant to 28 U.S.C. § 1914, a party seeking to institute a civil action shall pay a filing fee of \$350. An action may proceed without the prepayment of a filing fee only upon a proper application to proceed *in forma pauperis*. See 28 U.S.C. § 1915.

Plaintiff neither paid the filing fee nor submitted an application to proceed *in forma pauperis*. Accordingly, IT IS ORDERED that plaintiff shall submit a filing fee or an application to proceed *in forma pauperis* within 30 days of the date of this Order. Plaintiff's failure to do so will result in the dismissal

1 of this action.

2 The Clerk of the Court is directed to send plaintiff a form
3 application to proceed *in forma pauperis* with this Order.

4 IT IS SO ORDERED.

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6 Dated this 29th day of November, 2006.

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9 /s/ Dennis James Hubel
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Dennis James Hubel
United States Magistrate Judge
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